

# HOUSE JOURNAL

## ALASKA STATE LEGISLATURE

### TWENTY-EIGHTH LEGISLATURE - FIRST SESSION

Juneau, Alaska

Monday

April 8, 2013

#### Eighty-fourth Day

Pursuant to adjournment the House was called to order by Speaker Chenault at 10:40 a.m.

Roll call showed 39 members present. Representative Guttenberg had been excused from a call of the House today.

The invocation was offered by the Chaplain, Representative Holmes. Representative P. Wilson moved and asked unanimous consent that the invocation be spread on the journal. There being no objection, it was so ordered.

With the deepest respect for the religious beliefs of all Alaskans, I offer the following prayer.

Lord, as we enter the final week of this legislative session, please help us to get enough sleep; maintain our senses of humor; treat each other and this institution with respect; and most importantly to have the strength and foresight to do what is right for all Alaskans. Amen.

The Pledge of Allegiance was led by Representative T. Wilson.

#### **CERTIFICATION OF THE JOURNAL**

Representative Pruitt moved and asked unanimous consent that the journal for the 82<sup>nd</sup> and 83<sup>rd</sup> legislative days be approved as certified by the Chief Clerk. There being no objection, it was so ordered.

**MESSAGES FROM THE SENATE****SB 1**

A message dated April 6, 2013, was read stating the Senate concurred in the House amendment to:

SENATE BILL NO. 1

"An Act establishing May 10 of each year as Alaska Mining Day."

thus adopting:

SENATE BILL NO. 1(efd add H)

"An Act establishing May 10 of each year as Alaska Mining Day; and providing for an effective date."

(technical title change)

A message dated April 6, 2013, was read stating the Senate passed the following, and it is transmitted for consideration:

**FIRST READING AND REFERENCE  
OF SENATE BILLS****SB 18**

CS FOR SENATE BILL NO. 18(FIN) am by the Senate Finance Committee, entitled:

"An Act making, amending, and repealing appropriations, including capital appropriations, supplemental appropriations, reappropriations, and other appropriations; making appropriations to capitalize funds; and providing for an effective date."

was read the first time and referred to the Finance Committee.

**REPORTS OF STANDING COMMITTEES**

The Health & Social Services Committee reviewed the qualifications of the following and recommends the appointment be forwarded to a joint session for consideration:

Dr. Grant Roderer

as a member of the State Medical Board.

The report was signed by Representative Higgins, Chair; and Representatives Reinbold, Keller, and Nageak.

**HB 104**

The Judiciary Committee considered:

HOUSE BILL NO. 104

"An Act relating to election practices and procedures; relating to the election of an advisory school board in a regional educational attendance area; and providing for an effective date."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 104(2d JUD)

"An Act relating to election practices and procedures; relating to the reporting of election campaign contributions and expenditures; relating to identification requirements for a communication paid for by a political party; relating to public records; relating to the election of an advisory school board in a regional educational attendance area; and providing for an effective date."

The report was signed by Representative Lynn, Vice Chair, with the following individual recommendations:

Do pass (4): Pruitt, Foster, LeDoux, Lynn

Amend (1): Gruenberg

The following fiscal note(s) apply to CSHB 104(2d JUD):

1. Zero, Office of the Governor
2. Zero, Dept. of Education & Early Development

HB 104 is on today's calendar.

**HB 129**

The Finance Committee considered:

## HOUSE BILL NO. 129

"An Act relating to approval for oil and gas or gas only exploration and development in a geographical area; and providing for an effective date."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 129(FIN)  
(same title)

The report was signed by Representatives Stoltze and Austerman, Co-chairs, with the following individual recommendations:

Do pass (5): Holmes, Munoz, Thompson, T. Wilson, Costello

No recommendation (4): Neuman, Gara, Stoltze, Austerman

Amend (1): Kawasaki (Alternate)

The following fiscal note(s) apply to CSHB 129(FIN):

2. Fiscal, Dept. of Natural Resources

HB 129 was referred to the Rules Committee for placement on the calendar.

**HB 169**

The Labor & Commerce Committee considered:

## HOUSE BILL NO. 169

"An Act relating to the authority of the Regulatory Commission of Alaska to regulate the production and distribution of telephone directories."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 169(L&C)  
(same title)

The report was signed by Representative Olson, Chair, with the following individual recommendations:

Do pass (6): Herron, Chenault, Reinbold, Josephson, Saddler, Olson

The following fiscal note(s) apply to CSHB 169(L&C):

1. Zero, Dept. of Commerce, Community, & Economic Development

HB 169 was referred to the Rules Committee for placement on the calendar.

**HB 179**

The Education Committee considered:

HOUSE BILL NO. 179

"An Act providing for public school funding for telecommunications or Internet services."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 179(EDC)

"An Act providing for public school funding for Internet services; and providing for an effective date."

The report was signed by Representative Gattis, Chair, with the following individual recommendations:

Do pass (6): Drummond, LeDoux, P. Wilson, Saddler, Seaton, Gattis

The following fiscal note(s) apply to CSHB 179(EDC):

1. Indeterminate, Dept. of Education & Early Development

HB 179 was referred to the Finance Committee.

**HB 193**

The Finance Committee considered:

## HOUSE BILL NO. 193

"An Act relating to the joint administration of tobacco taxes by the state and a municipality."

and recommends it be replaced with:

## CS FOR HOUSE BILL NO. 193(FIN)

(same title)

The report was signed by Representatives Stoltze and Austerman, Co-chairs, with the following individual recommendations:

Do pass (7): Holmes, Neuman, Thompson, T. Wilson, Gara, Costello, Austerman

No recommendation (3): Munoz, Edgmon, Stoltze

Amend (1): Kawasaki (Alternate)

The following fiscal note(s) apply to CSHB 193(FIN):

1. Zero, Dept. of Commerce, Community, & Economic Development
3. Fiscal, House Finance Committee/Dept. of Revenue

HB 193 was referred to the Rules Committee for placement on the calendar.

**HB 198**

The Resources Committee considered:

## HOUSE BILL NO. 198

"An Act relating to the primary period of an oil and gas or gas only lease and the extension of a lease; relating to terms to be included in an oil and gas or gas only lease; relating to rental for an oil and gas or gas only lease; and providing for an effective date."

The report was signed by Representatives Feige and Saddler, Co-chairs, with the following individual recommendations:

Do pass (9): Johnson, Tuck, Hawker, P. Wilson, Olson, Tarr, Seaton, Feige, Saddler

The following fiscal note(s) apply:

1. Zero, House Resources Committee/Dept. of Natural Resources

HB 198 is on today's calendar.

**SB 21**

The Resources Committee submitted the following forthcoming fiscal notes to accompany its report (page 883):

9. Indeterminate, Dept. of Natural Resources
10. Fiscal, Dept. of Revenue
11. Zero, Dept. of Commerce, Community, & Economic Development

for

**HOUSE CS FOR CS FOR SENATE BILL NO. 21(RES)**

"An Act relating to the interest rate applicable to certain amounts due for fees, taxes, and payments made and property delivered to the Department of Revenue; providing a tax credit against the corporation income tax for qualified oil and gas service industry expenditures; relating to the oil and gas production tax rate; relating to gas used in the state; relating to monthly installment payments of the oil and gas production tax; relating to oil and gas production tax credits for certain losses and expenditures; relating to oil and gas production tax credit certificates; relating to nontransferable tax credits based on production; relating to the oil and gas tax credit fund; relating to annual statements by producers and explorers; relating to the determination of annual oil and gas production tax value including adjustments based on a percentage of gross value at the point of production from certain leases or properties; relating to the calculation of lease expenditures; allowing the Alaska Industrial Development and Export Authority to issue bonds for an oil processing facility; creating a fund to

finance construction or improvement of an oil or gas processing facility; and making conforming amendments."

CS FOR SENATE BILL NO. 21(FIN) am(efd fld) is in the Finance Committee.

**SB 23**

The Finance Committee considered:

CS FOR SENATE BILL NO. 23(FIN)

"An Act relating to development project financing by the Alaska Industrial Development and Export Authority; relating to the dividends from the Alaska Industrial Development and Export Authority; authorizing the Alaska Industrial Development and Export Authority to provide financing and issue bonds for a liquefied natural gas production system and natural gas distribution system; and providing for an effective date."

and recommends it be replaced with:

HOUSE CS FOR CS FOR SENATE BILL NO. 23(FIN)

"An Act relating to development project financing by the Alaska Industrial Development and Export Authority; relating to the dividends from the Alaska Industrial Development and Export Authority; relating to the meaning of 'net income' and 'unrestricted net income' for purposes of the Alaska Industrial Development and Export Authority; authorizing the Alaska Industrial Development and Export Authority to provide financing and issue bonds for a liquefied natural gas production system and natural gas distribution system; and providing for an effective date."

(HCR 7 – title change resolution)

The report was signed by Representatives Stoltze and Austerman, Co-chairs, with the following individual recommendations:

Do pass (10): Kawasaki (Alternate), Holmes, Neuman, Thompson, T. Wilson, Gara, Edgmon, Costello, Stoltze, Austerman

The following fiscal note(s) apply to HCS CSSB 23(FIN):

5. Fiscal, Dept. of Commerce, Community, & Economic Development
6. Fiscal, Dept. of Commerce, Community, & Economic Development

CSSB 23(FIN) was referred to the Rules Committee for placement on the calendar.

**SB 86**

The Finance Committee considered:

SENATE BILL NO. 86

"An Act approving and ratifying the sale of royalty oil by the State of Alaska to Flint Hills Resources Alaska, LLC; and providing for an effective date."

The report was signed by Representatives Stoltze and Austerman, Co-chairs, with the following individual recommendations:

Do pass (8): Kawasaki (Alternate), Thompson, Munoz, T. Wilson, Edgmon, Costello, Stoltze, Austerman

No recommendation (1): Gara

The following fiscal note(s) apply:

1. Indeterminate, Dept. of Natural Resources

SB 86 was referred to the Rules Committee for placement on the calendar.

The Speaker stated that the House would stand at ease to allow the members of the Senate to enter the Chamber; and so, the House stood at ease at 11:00 a.m.

**AFTER AT EASE**

The Speaker called the House back to order at 11:08 a.m.

**JOINT SESSION IN THE HOUSE**

Consideration of the Governor's appointments will be published in Senate and House Joint Journal Supplement No. 6.

**IN THE HOUSE**

The Speaker called the House back to order at 12:46 p.m.

The Speaker stated that, without objection, the House would recess until 6:00 p.m.; and so, the House recessed at 12:47 p.m.

**AFTER RECESS**

The Speaker called the House back to order at 7:39 p.m.

The Speaker stated that, without objection, the House would revert to:

**MESSAGES FROM THE SENATE****HB 22**

A message dated April 8, 2013, was read stating the Senate passed:

CS FOR HOUSE BILL NO. 22(L&C)

"An Act extending the termination date of the Board of Marine Pilots; and providing for an effective date."

CSHB 22(L&C) was referred to the Chief Clerk for enrollment.

**HB 26**

A message dated April 8, 2013, was read stating the Senate passed:

HOUSE BILL NO. 26

"An Act extending the termination date of the Board of Public Accountancy; and providing for an effective date."

HB 26 was referred to the Chief Clerk for enrollment.

A message dated April 8, 2013, was read stating the Senate passed the following, and it is transmitted for consideration:

**FIRST READING AND REFERENCE  
OF SENATE BILLS****SB 88**

SENATE BILL NO. 88 by the Senate Finance Committee, entitled:

"An Act authorizing the state bond committee to issue certificates of participation to finance the construction and equipping of residential housing to serve the Anchorage campus of the Alaska Native Medical Center; and authorizing the Department of Administration to enter into a lease-purchase agreement for the benefit of the Alaska Native Tribal Health Consortium."

was read the first time and referred to the Finance Committee.

**REPORTS OF STANDING COMMITTEES****HJR 16**

The Resources Committee considered:

HOUSE JOINT RESOLUTION NO. 16  
Relating to national ocean policy.

and recommends it be replaced with:

CS FOR HOUSE JOINT RESOLUTION NO. 16(RES)  
Relating to the National Ocean Council, the development of a national ocean policy, and coastal and marine spatial planning.

The report was signed by Representatives Saddler and Feige, Co-chairs, with the following individual recommendations:

Do pass (5): Johnson, P. Wilson, Seaton, Saddler, Feige

No recommendation (3): Tuck, Olson, Tarr

The following fiscal note(s) apply to CSHJR 16(RES):

1. Zero, Legislative Agency

HJR 16 was referred to the Rules Committee for placement on the calendar.

**HB 190**

The Education Committee considered:

HOUSE BILL NO. 190

"An Act providing for course credit in secondary school based on demonstrated mastery of the subject."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 190(EDC)  
(same title)

The report was signed by Representative Gattis, Chair, with the following individual recommendations:

Do pass (4): LeDoux, Seaton, Drummond, Gattis

No recommendation (1): Saddler

Amend (1): P. Wilson

The following fiscal note(s) apply to CSHB 190(EDC):

1. Zero, Dept. of Education & Early Development

HB 190 was referred to the Rules Committee for placement on the calendar.

**SJR 3**

The Resources Committee considered:

CS FOR SPONSOR SUBSTITUTE FOR SENATE JOINT  
RESOLUTION NO. 3(RES)

Urging the United States Congress to pass legislation to open the coastal plain of the Arctic National Wildlife Refuge to oil and gas exploration, development, and production; relating to oil and gas exploration, development, production, and royalties; and relating to renewable and alternative energy technologies.

and recommends it be replaced with:

HOUSE CS FOR CS FOR SS FOR SENATE JOINT  
RESOLUTION NO. 3(RES)

Urging the United States Congress to pass legislation to open the coastal plain of the Arctic National Wildlife Refuge to oil and gas exploration, development, and production; urging the United States Department of the Interior to recognize the private property rights of owners of land in and adjacent to the Arctic National Wildlife Refuge; relating to oil and gas exploration, development, production, and royalties; and relating to renewable and alternative energy technologies.

(pending title change resolution)

The report was signed by Representatives Saddler and Feige, Co-chairs, with the following individual recommendations:

Do pass (7): Johnson, Tuck, P. Wilson, Olson, Seaton, Saddler, Feige

No recommendation (1): Tarr

The following fiscal note(s) apply to HCS CSSSSJR 3(RES):

1. Zero, Senate Resources Committee

CSSSSJR 3(RES) was referred to the Rules Committee for placement on the calendar.

**SJR 8**

The Resources Committee considered:

CS FOR SENATE JOINT RESOLUTION NO. 8(RES)

Supporting the continued and increased exploration, extraction, processing, and production of rare earth elements in the state; and urging the United States Congress to support efforts of the state to develop rare earth elements in the state for the benefit of the economic and national security of the United States.

and recommends it be replaced with:

HOUSE CS FOR CS FOR SENATE JOINT RESOLUTION  
NO. 8(RES)  
(same title)

The report was signed by Representatives Saddler and Feige, Co-chairs, with the following individual recommendations:

Do pass (8): Johnson, Tuck, P. Wilson, Olson, Tarr, Seaton, Saddler, Feige

The following fiscal note(s) apply to HCS CSSJR 8(RES):

1. Zero, Senate Resources Committee

CSSJR 8(RES) was referred to the Rules Committee for placement on the calendar.

**SB 57**

The Education Committee considered:

CS FOR SENATE BILL NO. 57(FIN)  
"An Act relating to parental involvement in education; adjusting pupil transportation funding; amending the time required for employers to give tenured teachers notification of their nonretention; and providing for an effective date."

and recommends it be replaced with:

HOUSE CS FOR CS FOR SENATE BILL NO. 57(EDC)  
(same title)

The report was signed by Representative Gattis, Chair, with the following individual recommendations:

Do pass (3): LeDoux, Seaton, Gattis

No recommendation (2): Drummond, Saddler

Amend (1): P. Wilson

The following fiscal note(s) apply to HCS CSSB 57(EDC):

2. Zero, Dept. of Education & Early Development
3. Fiscal, Dept. of Education & Early Development
4. Fiscal, Dept. of Education & Early Development

CSSB 57(FIN) was referred to the Finance Committee.

### **INTRODUCTION OF CITATIONS**

The following citation was introduced and referred to the Rules Committee for placement on the calendar:

Honoring – Bruce Robb  
By Senator Coghill; Representative Isaacson

### **INTRODUCTION, FIRST READING, AND REFERENCE OF HOUSE BILLS**

#### **HB 201**

HOUSE BILL NO. 201 by Representatives GARA and Kerttula,  
entitled:

"An Act relating to the application of non-aerial pesticides and broadcast chemicals near fish habitat or water for human consumption, and in public places."

was read the first time and referred to the House Special Committee on Fisheries and the Resources Committee.

### **CONSIDERATION OF THE DAILY CALENDAR**

#### **SECOND READING OF HOUSE BILLS**

#### **HB 104**

The following was read the second time:

## HOUSE BILL NO. 104

"An Act relating to election practices and procedures; relating to the election of an advisory school board in a regional educational attendance area; and providing for an effective date."

with the:	Journal Page
STA RPT CS(STA) NT 5DP 2NR	326
FN1: ZERO(GOV)	327
FN2: ZERO(EED)	327
JUD RPT CS(JUD) NT 6DP 1AM	585
FN1: ZERO(GOV)	585
FN2: ZERO(EED)	585
RETURNED TO JUD COMMITTEE	628
JUD RPT CS(2D JUD) NT 4DP 1AM	957
FN1: ZERO(GOV)	957
FN2: ZERO(EED)	957

Representative Pruitt moved and asked unanimous consent that the following committee substitute be adopted in lieu of the original bill:

## CS FOR HOUSE BILL NO. 104(2d JUD)

"An Act relating to election practices and procedures; relating to the reporting of election campaign contributions and expenditures; relating to identification requirements for a communication paid for by a political party; relating to public records; relating to the election of an advisory school board in a regional educational attendance area; and providing for an effective date."

There being no objection, it was so ordered.

Amendment No. 1 was offered by Representatives Kreiss-Tomkins and Kawasaki:

Page 1, line 1, following "**procedures**;" (title amendment):

Insert "**relating to voter registration**;"

Page 2, following line 5:

Insert new bill sections to read:

"\* **Sec. 3.** AS 15.07.050(a) is amended to read:

(a) Registration may be made

(1) in person before a registration official or through a voter registration agency;

(2) by another individual on behalf of the voter if the voter has executed a written general power of attorney or a written special power of attorney authorizing that other individual to register the voter;

(3) by mail; [OR]

(4) **online; or**

(5) by facsimile transmission, scanning, or **other** [ANOTHER] method of electronic transmission that the director approves.

\* **Sec. 4.** AS 15.07.055(e) is amended to read:

(e) The director shall enter into an agreement with the Department of Administration and the Department of Revenue to match identifying information provided by a voter who initially registers by mail, **online**, or by facsimile or other electronic transmission approved by the director under AS 15.07.050 with existing identification records

(1) maintained by the administrative component of the Department of Administration that administers motor vehicle and driver's license laws and by the administrative component of the Department of Revenue that administers the permanent fund dividend laws; and

(2) bearing the same identifying number, name, and date of birth provided on the registration.

\* **Sec. 5.** AS 15.07.060(e) is amended to read:

(e) For an applicant requesting initial registration by mail, **online**, or by facsimile or other electronic transmission approved by the director under AS 15.07.050, the director shall verify the information provided in compliance with (a)(2) and (3) of this section through state agency records described in AS 15.07.055(e). If the applicant cannot comply with the requirement of (a)(2) of this section because the applicant has not been issued any of the listed numbers, the applicant may instead submit a copy of one of the following forms of identification: a driver's license, state identification card, current and valid photo identification, birth certificate, passport, or hunting or fishing license.

\* **Sec. 6.** AS 15.07.070(b) is amended to read:

(b) To register by mail or by facsimile, scanning, or other electronic transmission approved by the director under AS 15.07.050, the director, the area election supervisor, or a voter registration agency shall furnish, at no cost to the voter, forms prepared by the director on which the registration information required under AS 15.07.060 shall be inserted by the voter, by a person on behalf of the voter if that person is designated to act on behalf of the voter in a power of attorney, or by a person on behalf of the voter if the voter is physically incapacitated. **For registration online under AS 15.07.050(a)(4), the director shall provide an electronic version of the forms on the Internet website of the division.** The director may require proof of identification of the applicant as required by regulations adopted by the director under AS 44.62 (Administrative Procedure Act). Upon receipt and approval of the completed registration forms, the director or the election supervisor shall forward to the voter an acknowledgment, and the voter's name shall immediately be placed on the master register. If the registration is denied, the voter shall immediately be informed in writing that registration was denied and the reason for denial. When identifying information has been provided by the voter as required by this chapter, the election supervisor shall forward to the voter a registration card.

\* **Sec. 7.** AS 15.07.070(c) is amended to read:

(c) The names of persons submitting completed registration forms by mail that are postmarked at least 30 days before the next election, or submitting completed registration forms **online or** by facsimile or other electronic transmission approved by the director under AS 15.07.050 that are received at least 30 days before the next election, shall be placed on the official registration list for that election. If a registration form received by mail less than 30 days before an election does not have a legible and dated postmark, the name of the person submitting the form shall be placed on the official registration list for that election if the form was signed and dated by the person at least 30 days before the election and if the form is received by the director or election supervisor at least 25 days before the election. The name of a person submitting a completed registration form by mail, **online,** or by facsimile or other electronic transmission that does not meet the applicable requirements of this subsection may not be placed

on the official registration list for that election but shall be placed on the master register after that election.

\* **Sec. 8.** AS 15.07.070(f) is amended to read:

(f) Incomplete or inaccurate registration forms may not be accepted. A person who submitted an incomplete or inaccurate registration form may register by reexecuting and resubmitting a registration form in person, by mail, **online**, or by facsimile or other electronic transmission approved by the director under AS 15.07.050. The requirements of (c) or (d) of this section apply to a registration form resubmitted under this subsection."

Renumber the following bill sections accordingly.

Page 5, following line 16:

Insert a new bill section to read:

"\* **Sec. 18.** AS 15.15.225(b) is amended to read:

(b) An election official may waive the identification requirement if the election official knows the identity of the voter. The identification requirement may not be waived for voters who are first-time voters who initially registered by mail, **online**, or by facsimile or other electronic transmission approved by the director under AS 15.07.050, and did not provide identification as required in AS 15.07.060."

Renumber the following bill sections accordingly.

Page 6, following line 3:

Insert a new bill section to read:

"\* **Sec. 21.** AS 15.20.081(f) is amended to read:

(f) The director shall require a voter casting an absentee ballot by mail to provide proof of identification or other information to aid in the establishment of the voter's identity as prescribed by regulations adopted under AS 44.62 (Administrative Procedure Act). If the voter is a first-time voter who initially registered by mail, **online**, or by facsimile or other electronic transmission approved by the director under AS 15.07.050 and has not met the identification requirements set out in AS 15.07.060, the voter must provide one of the following forms of proof of identification:

(1) a copy of a driver's license, state identification card, current and valid photo identification, birth certificate, passport, or hunting or fishing license; or

(2) a copy of a current utility bill, bank statement, paycheck, government check, or other government document; an item provided under this paragraph must show the name and current address of the voter."

Renumber the following bill sections accordingly.

Page 6, following line 26:

Insert a new bill section to read:

"\* **Sec. 24.** AS 15.20.203(b) is amended to read:

(b) An absentee ballot may not be counted if

(1) the voter has failed to properly execute the certificate;

(2) an official or the witnesses authorized by law to attest the voter's certificate fail to execute the certificate, except that an absentee ballot cast in person and accepted by an absentee voting official or election supervisor may be counted despite failure of the absentee voting official or election supervisor to properly sign and date the voter's certificate as attesting official as required under AS 15.20.061(c);

(3) the ballot is not attested on or before the date of the election;

(4) the ballot, if postmarked, is not postmarked on or before the date of the election;

(5) after the day of election, the ballot was delivered by a means other than mail; or

(6) the voter voted

(A) in person and is a

(i) first-time voter who initially registered by mail, online, or by facsimile or other electronic transmission approved by the director under AS 15.07.050, has not provided the identification required by AS 15.15.225(a), was not eligible for waiver of the identification requirement under AS 15.15.225(b), and has not provided the identifiers required in AS 15.07.060(a)(2) and (3) that can be verified through state agency records described in AS 15.07.055(e); or

(ii) voter other than one described in (i) of this

subparagraph, did not provide identification described in AS 15.15.225(a), was not personally known by the election official, and has not provided the identifiers required in AS 15.07.060(a)(2) and (3); or

(B) by mail, online, or electronic transmission, is a first-time voter who initially registered by mail or by facsimile or other electronic transmission approved by the director under AS 15.07.050 to vote, has not met the identification requirements set out in AS 15.07.060, and does not submit with the ballot a copy of a

(i) driver's license, state identification card, current and valid photo identification, birth certificate, passport, or hunting or fishing license; or

(ii) current utility bill, bank statement, paycheck, government check, or other government document; an item described in this sub-subparagraph must show the name and current address of the voter."

Renumber the following bill sections accordingly.

Page 7, following line 15:

Insert a new bill section to read:

"\* **Sec. 27.** AS 15.20.207(b) is amended to read:

(b) A questioned ballot may not be counted if the voter

(1) has failed to properly execute the certificate;

(2) is a first-time voter who initially registered by mail, online, or by facsimile or other electronic transmission approved by the director under AS 15.07.050, has not provided the identification required by AS 15.15.225(a), was not eligible for waiver of the identification requirement under AS 15.15.225(b), and has not provided the identifiers required in AS 15.07.060(a)(2) and (3) that can be verified through state agency records described in AS 15.07.055(e); or

(3) is a voter other than one described in (2) of this subsection, did not provide identification described in AS 15.15.225(a), was not personally known by the election official, and has not provided the identifiers required in AS 15.07.060(a)(2) and (3)."

Renumber the following bill sections accordingly.

Representative Kreiss-Tomkins moved and asked unanimous consent that Amendment No. 1 be adopted.

There was objection.

Representative Kreiss-Tomkins moved and asked unanimous consent to withdraw Amendment No. 1. There being no objection, it was so ordered.

Amendment No. 2 was offered by Representatives Tarr and Kawasaki:

Page 5, following line 23:

Insert a new bill section to read:

"\* **Sec. 13.** AS 15.20.066(a) is amended to read:

(a) The director shall adopt regulations applicable to the delivery of absentee ballots by electronic transmission in a state election and to the use of electronic transmission absentee voting in a state election by qualified voters. The regulations must

(1) require the voter to comply with the same time deadlines as for voting in person on or before the closing hour of the polls;

(2) **permit a qualified voter to apply to vote an absentee ballot by electronic transmission at any time during a calendar year, subject to AS 15.20.081(b);**

(3) ensure the accuracy and, to the greatest degree possible, the integrity and secrecy of the ballot process."

Renumber the following bill sections accordingly.

Representative Tarr moved and asked unanimous consent that Amendment No. 2 be adopted.

Representative Keller objected.

The question being: "Shall Amendment No. 2 be adopted?" The roll was taken with the following result:

CSHB 104(2d JUD)

Second Reading

Amendment No. 2

**YEAS: 13 NAYS: 24 EXCUSED: 1 ABSENT: 2**

Yeas: Drummond, Edgmon, Gruenberg, Herron, Josephson, Kawasaki, Kerttula, Kreiss-Tomkins, LeDoux, Munoz, Nageak, Tarr, Tuck

Nays: Austerman, Chenault, Costello, Feige, Foster, Gattis, Hawker, Holmes, Hughes, Isaacson, Johnson, Keller, Lynn, Millett, Neuman, Olson, Pruitt, Reinbold, Saddler, Seaton, Stoltze, Thompson, P.Wilson, T.Wilson

Excused: Guttenberg

Absent: Gara, Higgins

And so, Amendment No. 2 was not adopted.

Amendment No. 3 was offered by Representative Gruenberg:

Page 8, line 25:

Delete "**third**"

Insert "**second**"

Representative Gruenberg moved and asked unanimous consent that Amendment No. 3 be adopted.

Representative Millett objected.

The question being: "Shall Amendment No. 3 be adopted?" The roll was taken with the following result:

CSHB 104(2d JUD)

Second Reading

Amendment No. 3

**YEAS: 9 NAYS: 25 EXCUSED: 1 ABSENT: 5**

Yeas: Drummond, Gara, Gruenberg, Herron, Josephson, Kawasaki, Kerttula, Tarr, Tuck

Nays: Austerman, Chenault, Costello, Edgmon, Feige, Foster, Gattis, Hawker, Holmes, Hughes, Isaacson, Johnson, Keller, LeDoux, Lynn, Millett, Munoz, Nageak, Neuman, Olson, Pruitt, Seaton, Stoltze, Thompson, P.Wilson

Excused: Guttenberg

Absent: Higgins, Kreiss-Tomkins, Reinbold, Saddler, T.Wilson

And so, Amendment No. 3 was not adopted.

Representative Pruitt moved and asked unanimous consent that CSHB 104(2d JUD) be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

CSHB 104(2d JUD) was read the third time.

The question being: "Shall CSHB 104(2d JUD) pass the House?" The roll was taken with the following result:

CSHB 104(2d JUD)

Third Reading

Final Passage

**YEAS: 36 NAYS: 3 EXCUSED: 1 ABSENT: 0**

Yeas: Austerman, Chenault, Costello, Drummond, Edgmon, Feige, Foster, Gara, Gattis, Gruenberg, Hawker, Herron, Higgins, Holmes, Hughes, Isaacson, Johnson, Kawasaki, Keller, Kreiss-Tomkins, LeDoux, Lynn, Millett, Munoz, Nageak, Neuman, Olson, Pruitt, Reinbold, Saddler, Seaton, Stoltze, Thompson, Tuck, P.Wilson, T.Wilson

Nays: Josephson, Kerttula, Tarr

Excused: Guttenberg

And so, CSHB 104(2d JUD) passed the House.

Representative Pruitt moved and asked unanimous consent that the roll call on the passage of the bill be considered the roll call on the effective date clause. There being no objection, it was so ordered.

CSHB 104(2d JUD) was referred to the Chief Clerk for engrossment.

**HB 147**

The following was read the second time:

HOUSE BILL NO. 147

"An Act extending the reporting date for and the termination date of the Comprehensive Autism Early Diagnosis and Treatment Task Force; and providing for an effective date."

with the:	Journal Page
HSS RPT 6DP 1NR	937
FN1: ZERO(CED)	937

Representative Pruitt moved and asked unanimous consent that HB 147 be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

HB 147 was read the third time.

The question being: "Shall HB 147 pass the House?" The roll was taken with the following result:

HB 147  
Third Reading  
Final Passage

**YEAS: 38 NAYS: 0 EXCUSED: 1 ABSENT: 1**

Yeas: Austerman, Chenault, Costello, Drummond, Edgmon, Feige, Foster, Gara, Gattis, Gruenberg, Hawker, Herron, Holmes, Hughes, Isaacson, Johnson, Josephson, Kawasaki, Keller, Kerttula, Kreiss-Tomkins, LeDoux, Lynn, Millett, Munoz, Nageak, Neuman, Olson, Pruitt, Reinbold, Saddler, Seaton, Stoltze, Tarr, Thompson, Tuck, P.Wilson, T.Wilson

Excused: Guttenberg

Absent: Higgins

And so, HB 147 passed the House.

Representative Pruitt moved and asked unanimous consent that the roll call on the passage of the bill be considered the roll call on the effective date clause. There being no objection, it was so ordered.

HB 147 was referred to the Chief Clerk for engrossment.

**HB 154**

The following was read the second time:

HOUSE BILL NO. 154

"An Act relating to natural and cultural history collections at the University of Alaska Museum of the North."

with the:	Journal Page
EDC RPT CS(EDC) NT 5DP 1NR	911
FN1: ZERO(EED)	912

Representative Pruitt moved and asked unanimous consent that the following committee substitute be adopted in lieu of the original bill:

CS FOR HOUSE BILL NO. 154(EDC)

"An Act relating to natural and cultural history repositories."

There being no objection, it was so ordered.

Representative Pruitt moved and asked unanimous consent that CSHB 154(EDC) be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

CSHB 154(EDC) was read the third time.

The question being: "Shall CSHB 154(EDC) pass the House?" The roll was taken with the following result:

CSHB 154(EDC)

Third Reading

Final Passage

**YEAS: 38 NAYS: 0 EXCUSED: 1 ABSENT: 1**

Yeas: Austerman, Chenault, Costello, Drummond, Edgmon, Feige, Foster, Gara, Gattis, Gruenberg, Hawker, Herron, Holmes, Hughes, Isaacson, Johnson, Josephson, Kawasaki, Keller, Kerttula, Kreiss-Tomkins, LeDoux, Lynn, Millett, Munoz, Nageak, Neuman, Olson, Pruitt, Reinbold, Saddler, Seaton, Stoltze, Tarr, Thompson, Tuck, P.Wilson, T.Wilson

Excused: Guttenberg

Absent: Higgins

And so, CSHB 154(EDC) passed the House and was referred to the Chief Clerk for engrossment.

**HB 198**

The following was read the second time:

HOUSE BILL NO. 198

"An Act relating to the primary period of an oil and gas or gas only lease and the extension of a lease; relating to terms to be included in an oil and gas or gas only lease; relating to rental for an oil and gas or gas only lease; and providing for an effective date."

with the:	Journal Page
RES RPT 9DP	960
FN1: ZERO(H.RES/DNR)	961

Amendment No. 1 was offered by Representatives Kawasaki and Olson:

Page 2, line 21:

Delete "may"

Insert "shall"

Representative Kawasaki moved and asked unanimous consent that Amendment No. 1 be adopted.

Representative Hawker objected.

The question being: "Shall Amendment No. 1 be adopted?" The roll was taken with the following result:

HB 198  
Second Reading  
Amendment No. 1

**YEAS: 27 NAYS: 10 EXCUSED: 1 ABSENT: 2**

Yeas: Austerman, Chenault, Drummond, Edgmon, Feige, Foster, Gara, Herron, Holmes, Hughes, Isaacson, Josephson, Kawasaki, Keller, Kerttula, Kreiss-Tomkins, LeDoux, Nageak, Neuman, Olson, Pruitt, Reinbold, Seaton, Tarr, Thompson, Tuck, P.Wilson

Nays: Costello, Gattis, Gruenberg, Hawker, Lynn, Millett, Munoz, Saddler, Stoltze, T.Wilson

Excused: Guttenberg

Absent: Higgins, Johnson

Costello changed from "Yea" to "Nay".

And so, Amendment No. 1 was adopted.

Representative Pruitt moved and asked unanimous consent that HB 198 am be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

HB 198 am was read the third time.

The question being: "Shall HB 198 am pass the House?" The roll was taken with the following result:

HB 198 am  
Third Reading  
Final Passage

**YEAS: 39 NAYS: 0 EXCUSED: 1 ABSENT: 0**

Yeas: Austerman, Chenault, Costello, Drummond, Edgmon, Feige, Foster, Gara, Gattis, Gruenberg, Hawker, Herron, Higgins, Holmes, Hughes, Isaacson, Johnson, Josephson, Kawasaki, Keller, Kerttula, Kreiss-Tomkins, LeDoux, Lynn, Millett, Munoz, Nageak, Neuman, Olson, Pruitt, Reinbold, Saddler, Seaton, Stoltze, Tarr, Thompson, Tuck, P.Wilson, T.Wilson

Excused: Guttenberg

And so, HB 198 am passed the House.

Representative Pruitt moved and asked unanimous consent that the roll call on the passage of the bill be considered the roll call on the effective date clause. There being no objection, it was so ordered.

HB 198 am was referred to the Chief Clerk for engrossment.

### **SECOND READING OF SENATE BILLS**

#### **SB 31**

The Speaker stated that, without objection, the following would be returned to the Rules Committee:

##### SENATE BILL NO. 31

"An Act naming the runway at the state-owned airport in Akhiok the Jim Andie and Robin Starrett Memorial Runway."

### **THIRD READING OF HOUSE BILLS**

#### **HB 23**

The Speaker stated that, without objection, the following, which was advanced to third reading from the April 6, 2013, calendar (page 942), would be returned to the Rules Committee:

##### CS FOR HOUSE BILL NO. 23(FIN)

"An Act relating to bonds of the Knik Arm Bridge and Toll Authority; relating to reserve funds of the authority; relating to taxes and assessments on a person that is a party to an agreement with the authority; and establishing the Knik Arm Crossing fund."

### **LEGISLATIVE CITATIONS**

Representative Pruitt moved and asked unanimous consent that the House approve the citations on the calendar. There being no objection, the following citations were approved and sent to enrolling:

Honoring – Jimmie G. Arkanakyak

By Representatives Edgmon, Herron, Chenault, Costello, Drummond, Feige, Foster, Gara, Gattis, Gruenberg, Guttenberg, Hawker, Higgins, Holmes, Hughes, Isaacson, Johnson, Josephson, Kawasaki, Keller, Kerttula, Kreiss-Tomkins, LeDoux, Lynn, Millett, Munoz, Nageak, Neuman, Olson, Pruitt, Reinbold, Saddler, Seaton, Stoltze, Tarr, Thompson, Tuck, P. Wilson, T. Wilson; Senators Stevens, Hoffman

Honoring – Kenai Peninsula Ice Hawks U-16 Hockey Team

By Representatives Olson, Chenault, Costello, Drummond, Edgmon, Feige, Foster, Gara, Gattis, Gruenberg, Guttenberg, Hawker, Herron, Higgins, Holmes, Hughes, Isaacson, Johnson, Josephson, Kawasaki, Keller, Kerttula, Kreiss-Tomkins, LeDoux, Lynn, Millett, Munoz, Nageak, Neuman, Pruitt, Reinbold, Saddler, Seaton, Stoltze, Tarr, Thompson, Tuck, P. Wilson, T. Wilson; Senator Micciche

Honoring – Malcolm Roberts

By Senators Gardner, Ellis; Representatives Drummond, Austerman, Costello, Edgmon, Foster, Gara, Gruenberg, Guttenberg, Herron, Higgins, Holmes, Josephson, Kawasaki, Kerttula, Kreiss-Tomkins, LeDoux, Munoz, Nageak, Seaton, Tarr, Tuck, P. Wilson

Honoring – Michael VanVleet

By Senators Ellis, McGuire; Representatives Chenault, Costello, Drummond, Edgmon, Feige, Foster, Gara, Gattis, Gruenberg, Guttenberg, Hawker, Herron, Higgins, Holmes, Hughes, Isaacson, Johnson, Josephson, Kawasaki, Keller, Kerttula, Kreiss-Tomkins, LeDoux, Lynn, Millett, Munoz, Nageak, Neuman, Olson, Pruitt, Reinbold, Saddler, Seaton, Stoltze, Tarr, Thompson, Tuck, P. Wilson, T. Wilson

Honoring – New Hope on the Last Frontier

By Senator Ellis; Representatives Chenault, Costello, Drummond, Edgmon, Feige, Foster, Gara, Gattis, Gruenberg, Guttenberg, Hawker, Herron, Higgins, Holmes, Hughes, Isaacson, Johnson, Josephson, Kawasaki, Keller, Kerttula, Kreiss-Tomkins, LeDoux, Lynn, Millett, Munoz, Nageak, Neuman, Olson, Pruitt, Reinbold, Saddler, Seaton, Stoltze, Tarr, Thompson, Tuck, P. Wilson, T. Wilson

In Memoriam – Anthony D. Malpaya

By Representatives LeDoux, Costello; Representatives Chenault, Drummond, Edgmon, Feige, Foster, Gara, Gattis, Gruenberg, Guttenberg, Hawker, Herron, Higgins, Holmes, Hughes, Isaacson, Johnson, Josephson, Kawasaki, Keller, Kerttula, Kreiss-Tomkins, Lynn, Millett, Munoz, Nageak, Neuman, Olson, Pruitt, Reinbold, Saddler, Seaton, Stoltze, Tarr, Thompson, Tuck, P. Wilson, T. Wilson

In Memoriam – Freda Aron

By Representatives Kreiss-Tomkins, Chenault, Costello, Drummond, Edgmon, Feige, Foster, Gara, Gattis, Gruenberg, Guttenberg, Hawker, Herron, Higgins, Holmes, Hughes, Isaacson, Johnson, Josephson, Kawasaki, Keller, Kerttula, LeDoux, Lynn, Millett, Munoz, Nageak, Neuman, Olson, Pruitt, Reinbold, Saddler, Seaton, Stoltze, Tarr, Thompson, Tuck, P. Wilson, T. Wilson; Senator Stedman

### UNFINISHED BUSINESS

Representative Pruitt moved and asked unanimous consent that the following members be excused from a call of the House. There being no objection, the members were excused as noted:

Representative Gara – from 9:00 a.m., April 26 to 9:00 a.m., May 1

Representative Guttenberg – to 10:00 p.m., May 1 (amended from page 628)

Representative Kreiss-Tomkins – from 8:00 p.m. to 10:00 p.m., April 10

Representative Millett – from 6:00 p.m., April 16 to 2:00 p.m., April 21

Representative Tarr – from 5:00 p.m., May 14 to 5:00 p.m., May 18; and from 5:00 p.m., July 28 to 5:00 p.m., August 31

### HJR 16

Representatives P. Wilson, Tuck, Hughes, and Thompson added their names as cosponsors to:

HOUSE JOINT RESOLUTION NO. 16  
Relating to national ocean policy.

**HB 54**

Representatives Lynn, Foster, Austerman, and LeDoux added their names as cosponsors to:

## SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 54

"An Act relating to the identification, location, and notification of specified family members and family friends of a child who is in state custody."

**HB 147**

Representatives Tuck, Feige, Chenault, Millett, Pruitt, Lynn, Kerttula, Olson, Stoltze, Holmes, Drummond, Gruenberg, and Tarr added their names as cosponsors to:

## HOUSE BILL NO. 147

"An Act extending the reporting date for and the termination date of the Comprehensive Autism Early Diagnosis and Treatment Task Force; and providing for an effective date."

**HB 154**

Representatives Isaacson, Kerttula, and Tuck added their names as cosponsors to:

## CS FOR HOUSE BILL NO. 154(EDC)

"An Act relating to natural and cultural history repositories."

**HB 179**

Representative Drummond added her name as cosponsor to:

## HOUSE BILL NO. 179

"An Act providing for public school funding for telecommunications or Internet services."

**HB 190**

Representatives LeDoux, Drummond, and Tuck added their names as cosponsors to:

**HOUSE BILL NO. 190**

"An Act providing for course credit in secondary school based on demonstrated mastery of the subject."

**SJR 3**

Representative P. Wilson added her name as cross sponsor to:

**CS FOR SPONSOR SUBSTITUTE FOR SENATE JOINT RESOLUTION NO. 3(RES)**

Urging the United States Congress to pass legislation to open the coastal plain of the Arctic National Wildlife Refuge to oil and gas exploration, development, and production; relating to oil and gas exploration, development, production, and royalties; and relating to renewable and alternative energy technologies.

**SJR 8**

Representative Tarr added her name as cross sponsor to:

**CS FOR SENATE JOINT RESOLUTION NO. 8(RES)**

Supporting the continued and increased exploration, extraction, processing, and production of rare earth elements in the state; and urging the United States Congress to support efforts of the state to develop rare earth elements in the state for the benefit of the economic and national security of the United States.

**ENGROSSMENT****HB 104**

CSHB 104(2d JUD) was engrossed, signed by the Speaker and Chief Clerk, and transmitted to the Senate for consideration.

**HB 147**

HB 147 was engrossed, signed by the Speaker and Chief Clerk, and transmitted to the Senate for consideration.

**HB 154**

CSHB 154(EDC) was engrossed, signed by the Speaker and Chief Clerk, and transmitted to the Senate for consideration.

**HB 198**

HB 198 am was engrossed, signed by the Speaker and Chief Clerk, and transmitted to the Senate for consideration.

**ANNOUNCEMENTS**

With appointment of the Conference Committee on the operating budget, Rule 23(d) of the Uniform Rules is in effect as of April 2, 2013.

House committee schedules are published under separate cover.

**ADJOURNMENT**

Representative Pruitt moved and asked unanimous consent that the House adjourn until 10:30 a.m., April 9, 2013. There being no objection, the House adjourned at 9:47 p.m.

Suzi Lowell  
Chief Clerk